

**Knobbe Martens Olson & Bear LLP**

Intellectual Property Law

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Page 1 of 2

Docket No.: MVMDINC.060A

**CUSTOMER NO. 20995**

Applicant : Alan R. Klenk, et al.  
 App. No. : 10/783,783  
 Filed : February 20, 2004  
 For : DEVICES AND METHODS FOR  
 CLOSING A PATENT FORAMEN OVALE  
 WITH A COIL-SHAPED CLOSURE  
 DEVICE  
 Examiner : Diane D. Yabut  
 Group Art Unit : 3734

**CERTIFICATE OF FAX TRANSMISSION**

I hereby certify that this correspondence and all  
 marked attachments are being transmitted via  
 facsimile to the USPTO Central Fax No. (571)  
 273-8300 on the date shown below:

December 5, 2006

Sahing H. Lee, Reg. No. 43,745

Transmitted herewith for filing and consideration in the above-referenced application are the following items:

- (X) Amendment/Response in 14 pages.
- (X) Non-Final
- (X) Supplemental Information Disclosure Statement in one (1) pages, including:
  - (X) Form PTO/SB/08 equivalent in one (1) pages.
  - (X) Citing Two (2) references.
- (X) Statement Concerning the Evidence of Common Ownership, or an Obligation of Assignment to the Same Person, as Required by 35 U.S.C. 103(c).
- (X) Courtesy copy of an Information Disclosure Statement submitted on September 1, 2006, citing seven (7) references. Three (3) pages total.

**FILING FEES:**

FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Total Claims minus 20; or Previously Paid	30 - 30 = 0	1202 (\$50)	0 x 50 = 0	\$0
Independent minus 3; or Previously Paid	3 - 3 = 0	1201 (\$200)	0 x 200 = 0	\$0
SUB TOTAL				\$0
Supplemental Information Disclosure Statement				180
The present application qualifies for Small Entity status under 37 CFR § 1.27. Fee reduced by 1/2.				(\$N/A)
TOTAL FEE DUE				\$180

San Diego  
619-235-8550San Francisco  
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310-551-3450Riverside  
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CUSTOMER NO. 20995


Application No.: 10/783,783

Filing Date: February 20, 2004

(X) Please charge the total fees due in the amount of \$180 to Deposit Account No. 11-1410.

(X) Total pages in transmission: 22

The Commissioner is hereby authorized to charge any additional fees which may be required, now or in the future, or credit any overpayment to Account No. 11-1410.



Sabing H. Lee  
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Attorney of Record  
Customer No. 20,995  
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MVMDINC.060A

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Alan R. Klenk, et al.  
Appl. No. : 10/783,783  
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For : DEVICES AND METHODS FOR  
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OVALE WITH A COIL-SHAPED  
CLOSURE DEVICE  
Examiner : Diane D. Yabut  
Group Art Unit : 3734

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(571) 273-8300 on the date shown below:

December 5, 2006

(Date)

Sabin H. Lee, Reg. No. 43,745

Statement Concerning the Evidence of Common Ownership, or an Obligation of  
Assignment to the Same Person, as Required by 35 U.S.C. 103(c)

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The above-referenced application and the Adams et al. reference (U.S. Pub. No. 2005-0119675) cited in the Office Action dated September 13, 2006 were, at the time the invention was made, owned by, or subject to an obligation of assignment to, the same person. The subject matter of the present application was 100% owned by ev3 Sunnyvale, Inc. at the time the invention was made. The Adams reference was 100% owned by ev3, Inc. at the time the invention was made. ev3 Sunnyvale, Inc. was a 100% fully owned subsidiary of ev3, Inc. at the time the invention was made.

Respectfully submitted,

KNOBBE, MARTENS, OLSON &amp; BEAR, LLP

Dated: 12-5-06By: 

Sabin H. Lee  
Registration No. 43,745  
Attorney of Record  
Customer No. 20,995  
(949) 760-0404

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Docket No.: MVMDINC.060A

Page 1 of 1

Please Direct All Correspondence to Customer Number 20995

TRANSMITTAL LETTER  
SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Applicant : Alan R. Klenk, et al.  
App. No : 10/783,783  
Filed : February 20, 2004  
For : DEVICES AND METHODS FOR  
CLOSING A PATENT FORAMEN  
OVALE WITH A COIL-SHAPED  
CLOSURE DEVICE  
Examiner : Unknown  
Art Unit : Unknown

## CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

September 1, 2006

(Date)

Sabin H. Lee, Reg. No. 43,745

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

COPY

Dear Sir:

Enclosed for filing in the above-identified application are:

- (X) A Supplemental Information Disclosure Statement by Applicant and list of references for consideration:
- (X) Listing 7 references.
  - (X) Enclosing 1 reference.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.
- (X) Return prepaid postcard.

Sabin H. Lee  
Registration No. 43,745  
Attorney of Record  
Customer No. 20,995  
(949) 760-0404

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Docket No.: MVMDINC.060A

DEC 05 2006

Customer No. 20,995

## INFORMATION DISCLOSURE STATEMENT

Applicant : Alan R. Klenk, et al.  
App. No : 10/783,783  
Filed : February 20, 2004  
For : DEVICES AND METHODS FOR  
CLOSING A PATENT FORAMEN  
OVALE WITH A COIL-SHAPED  
CLOSURE DEVICE  
Examiner : Unknown  
Art Unit : Unknown

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mail in an envelope addressed to:  
Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450, on

September 1, 2006

(Date)

Sabin H. Lee, Reg. No. 43,745

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

COPY

Dear Sir:

Enclosed for filing in the above-identified application is a PTO/SB/08 Equivalent listing  
7 references to be considered by the Examiner. Also enclosed are 1 foreign patent references  
and/or non-patent literature as listed on the Information Disclosure Statement.

This Information Disclosure Statement is being filed before the receipt of a first Office  
Action on the merits, and presumably no fee is required. If a first Office Action on the merits  
was mailed before the mailing date of this Statement, the Commissioner is authorized to charge  
the fee set forth in 37 C.F.R. § 1.17(p) to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON &amp; BEAR, LLP

Dated: 9-1-06By: Sabin H. Lee

Sabin H. Lee  
Registration No. 43,745  
Attorney of Record  
Customer No. 20,995  
(949) 760-0404

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PTO/SB/08 Equivalent

<b>SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(Multiple sheets used when necessary)</i>	Application No.	10/783,783
	Filing Date	February 20, 2004
	First Named Inventor	Alan R. Klenk, et al.
	Art Unit	Unknown
	Examiner	Unknown
SHEET 1 OF 1		Attorney Docket No. MVMDINC.060A

U.S. PATENT DOCUMENTS					
Examiner Initials	Cite No.	Document Number Number - Kind Code (if known) Example: 1,234,567 B1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	1	6,336,933	01/08/02	Parodi	
	2	6,592,593	07/15/03	Parodi, et al.	
	3	6,635,066	10/21/03	Tanner, et al.	
	4	6,645,225	11/11/03	Atkinson	
	5	6,626,917	09/30/03	Randall	
	6	6,776,784	08/17/04	Ginn	

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No.	Foreign Patent Document Country Code-Number-Kind Code Example: JP 1234567 A1	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T <sup>1</sup>
	7	WO2005/102181	11/03/05	Kaganov, et al.		

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Examiner Signature	Date Considered
<p>*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>	

T<sup>1</sup> - Place a check mark in this area when an English language Translation is attached.